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On November 24, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: Lois M. Simón  
Lois M. Simón

Attorney Docket No.: 021153-001400US

PATENT  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Charles E. Tucker et al.

Application No.: 10/057,826

Filed: January 24, 2002

For: PROCESS FOR THE  
PREPARATION OF NONRACEMIC  
SYN-1-(4-HYDROXY-PHENYL)-2-(4-  
HYDROXY-4-PHENYL  
□-PIPERIDIN-1-YL)-1-PROPANOL  
COMPOUNDS

Examiner: Celia Chang

Art Unit: 1625

AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed September 8, 2003, please amend the above-identified application as follows. A petition for a one-month extension of time is filed concurrently herewith.

This amendment has been prepared under the newly revised format set forth by the USPTO in the Office of Patent Legal Administration Pre-OG Notice of January 31, 2003. It is Applicants understanding that by following the provisions of the new format, the provisions under 37 CFR § 1.121(a), (b), (c) and (d) are waived for amendments to the claims, specification and drawings.